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## STIPULATION OF DISMISSAL AS TO THE FOTTA/EQYTY DEFENDANTS

PLEASE TAKE NOTICE that plaintiffs Broad-Bussel Family Limited Partnership,
Caroline B. Glass, Marie-Louise Michelsohn, Michelle Michelsohn and Herbert Blaine Lawson,
Jr. (collectively, the "Plaintiffs" or the "Broad-Bussel Plaintiffs") and defendants Jeffrey Fotta,
Eqyty Research and Management, LLC and Eqyty Research and Management, LTD (the
"Fotta/Eqyty Defendants"), having settled the above-captioned matter, hereby stipulate to the
voluntary dismissal with prejudice of this action as to, and only as to, the Fotta/Eqyty
Defendants and no other defendant party. The above parties agree that each party will bear its
own attorneys' fees and costs.

Dated: August 4, 2008

Respectfully submitted,

BERGER & MONTAGUE, P.C.

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Counsel for Fotta/Egyty Defendants

## **CERTIFICATE OF SERVICE**

I, Lane L. Vines, hereby certify that I caused today the foregoing Stipulation of Dismissal as to the Fotta/Eqyty Defendants to be electronically filed with the Clerk of Court by using the ECF System. The foregoing filing will be served on counsel electronically through the Court's ECF System, and by U.S. First Class mail or electronic mail on any counsel that has not signed up for electronic service. Notice of this filing will be sent by email to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's CM/ECF System.

Susan L. Leo

Dated: August 4, 2008

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